



STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

October 7, 1986

Mr. Douglas L. MacIves
Silica #7 and #4
Southwestern Portland Cement Co.
P. O. Box 51
Nephi, Utah 84648

Dear Mr. MacIves:

Re: Declaration Of Exemption, Silica #7 and Silica #4,
Southwestern Portland Cement Company, DOE/023/025, Juab
County, Utah

The Division is in receipt of your Declaration of Exemption (DOE) MR-4 application form for the above referenced claim(s). While the Division does not require any further information at this time, please note the following developments concerning "small mining operations" within the state of Utah.

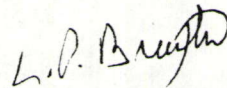
During the 1986 general session, the Utah State Legislature passed House Bill No. 71, which modifies the State of Utah, Mined Land Reclamation Act, Chapter 8, Title 40, U.C.A. as amended. In part, the amended act eliminates the two acre/500 ton exemption and establishes a "small mining operation" category in its place. Small mining operations are defined as "mining operations which disturb or will disturb less than five on-site acres at any time during the life of the operations".

The Division is continuing to accept MR-4 applications during the interim period between the passage of House Bill #71 and the development of accompanying rules and regulations. However, please be advised that upon promulgation of new rules and regulations, each operator possessing an approved DOE and desiring to continue mining operations will be required to refile under the provisions of the new law and regulations pertinent to a "small mining operation". The Division will notify those operators having approved DOE applications on file of the new filing provisions when they are finalized.

Page 2
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Thank you for your cooperation and for filing your application notice with our office. A Division representative will schedule a field inspection of your mine site when in the area. Should you have any questions or require additional information, please feel free to contact me or Dave Wham of my staff.

Sincerely,



L. P. Braxton
Administrator
Mineral Resource Development
and Reclamation Program

djh
cc: W. Hedberg
D. Wham
0799R/84